

STATE OF MICHIGAN
COURT OF APPEALS

BAKERY EQUIPMENT/DESIGN LTD.,

Plaintiff/Counterdefendant/Third-
Party Plaintiff,

v

SUNRISE BAKERS L.L.C.,

Defendant/Counterplaintiff-
Appellant.

and

TECNOFAST CARIN S.P.A.,

Third-Party Defendant-Appellee.

UNPUBLISHED
September 13, 2002

No. 227575
Kent Circuit Court
LC No. 97-013289-CZ

Before: Neff, P.J., and White and Owens, JJ.

WHITE, J. (*dissenting*).

Because I am unable to discern a meaningful distinction between this case and *Starbrite Distributing, Inc v Excelda Mfg Co*, 454 Mich 302; 562 NW2d 640 (1997), I dissent.¹

/s/ Helene N. White

¹ This case is distinguishable from *Asahi Metal Industry Co v California Superior Court*, 480 US 102; 107 S Ct 1026; 94 L Ed 2d 92 (1987), relied on by defendant. In *Asahi*, the Japanese defendant sold its tire valve assemblies to a Taiwan company, which then, on its own and not as an agent for Asahi, incorporated the valve into tire tubes that were sold around the world, including in the United States, especially in California. Here, in contrast, the Italian company sold its product to a Michigan company, on this and on several other occasions.